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JUL 09 2007

Technology Center 2100

In re Application of:
RAO, et al.
Application No. 09/921,936
Filed: August 2, 2001
For: NEIGHBOR DISCOVERY USING
ADDRESS REGISTRATION PROTOCOL
OVER ELMI

**DECISION ON PETITION
UNDER 37 C.F.R. § 1.181**

This is a decision on the petition filed February 13, 2006 under 37 CFR § 1.181 to invoke Supervisory Authority of the Commissioner and require the Examiner to withdraw the Final rejection mailed June 10, 2005.

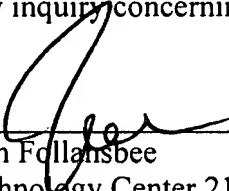
The petition is **DISMISSED AS MOOT.**

On February 13, 2006, applicant's counsel filed a petition to the Director under 37 CFR § 1.181 to seek relief from actions of the Examiner in relation to the Final Office action mailed June 10, 2005. On February 23, 2007, applicant filed a Request for Continued Examination (RCE) with the required fee, a submission and a petition under 37 CFR 1.137(b) to revive the abandoned application.

A review of the record indicates that on May 2, 2007, the petition under 37 CFT 1.137(b) was granted and that the filed Request for Continued Examination (RCE) with the required fee, a proper submission is proper. A proper Request for continued Examination lifts the finality of the earlier office action.

Accordingly as petitioner's relief has already been given the petition is **DISMISSED AS MOOT.**

Any inquiry concerning this decision should be directed to John Follansbee at (571) 272-3964.



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